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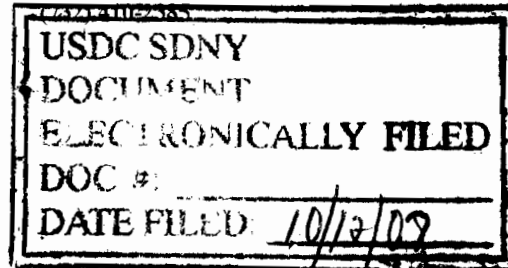
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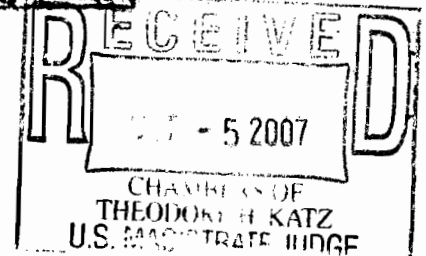
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October 3, 2007



Theodore H. Katz, USMJ
US District Court
Southern District of New York
500 Pearl Street
New York, NJ 10007-1312

Re: Norkus Enterprises, Inc. v. Getty Oil Company, Inc. et als.
Docket No. 05-cv-10207 (VM)

Dear Judge Katz:

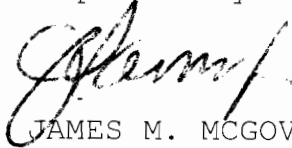
As Your Honor is aware, this office represents the plaintiff, Norkus Enterprises, Inc., in the above captioned matter. Please allow this letter to serve as an update of the remediation efforts on the subject property.

Norkus' environmental consultant is scheduled to return to the property to drill and install monitoring wells on Wednesday, October 10, 2007. As previously indicated, the consultant is hopeful that this monitoring will show that there is no further contamination of the property and that no additional remediation efforts are necessary.

Pursuant to Your Honor's instructions, I contacted plaintiff's consultant immediately following the September 11, 2007 conference and requested that he contact Chevron's environmental consultant. This

letter will also serve to confirm that plaintiff's consultant has placed multiple telephone calls to defendant's consultant to discuss the status of the remediation efforts.

Respectfully submitted,



JAMES M. MCGOVERN, JR.

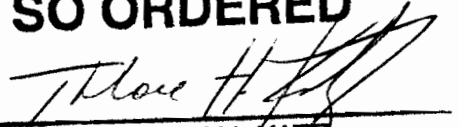
JMM/jra

cc: Heather Foran, Esq.
Gerard Norkus

*The parties are to update
the Court on the status of the
remediation efforts & the resolution of
this action by November 2, 2007.*

SO ORDERED

10/12/07


THEODORE H. KATZ
UNITED STATES MAGISTRATE JUDGE